

TITLE: METHOD AND APPARATUS FOR ASSEMBLING AND SEALING  
BATHTUB OVERFLOW AND WASTE WATER PORTS

CROSS REFERENCE TO A RELATED APPLICATION

5 This application is a continuation-in-part of U.S. Patent Application Serial No. 09/954,420 filed September 17, 2001 and a continuation-in-part of U.S. Patent Application Serial No. 10/229,533 filed August 28, 2002 which was a continuation of U.S. Patent Application Serial No. 10 09/953,724 filed June 13, 2000, (now abandoned).

BACKGROUND OF THE INVENTION

In constructing a bathtub, both the waste water drain assembly and overflow outlet must be designed to allow easy 15 installation and testing of the bathtub. The traditional method of installing a waste water drain assembly for a bathtub is well established, and generally, is considered a two-person job. Not only is the process somewhat cumbersome and difficult, requiring pieces to be held in place while 20 assembled, but it also creates obstacles to field testing the drain assemblies for leaks where testing is required. Likewise, the traditional method requires the removal of a strainer body in order to replace finished materials.

After installation, the plumbers prefer not to put the 25 finished closure valves in the bottom of tubs, or the finished decorative plate over the overflow outlet at the end of the tub until the project is finished. The plumbers prefer this because these elements will often be damaged as the construction project is brought to a close.

30 Piping for both of the outlets needs to be checked for leaks before the inspection process is completed. This test

involves running water down a vent attached to the drain until the water reaches a level above the tub. The tester then determines whether any of the piping leaks. Thus, when the testing operation is to take place, a plug is put in the  
5 bottom drain of the tub and some sort of seal plate is placed at the end of the tub on the overflow outlet.

Existing overflow plates have a center opening therein. There are either two or four small screw holes in the plate adjacent to the center opening. These screw holes are used  
10 to hold the plate to the plumbing fixture. The testing procedure usually involves stuffing a balloon through the large center opening into the pipe in the wall. The pipe is sealed when the balloon is inflated. Further, existing seal plates normally have to be removed when the decorative plate  
15 is put on.

It is therefore, an object of the invention is to provide an easier method to install a drain assembly that can be accomplished by a single individual.

An additional object is to provide a method that  
20 accommodates ease of field testing, ease in replacing finished parts, and reduction in the amount of material that requires special finishing.

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An additional object is to provide a method that accommodates ease of field testing, ease in replacing finished parts, and reduction in the amount of material that requires special finishing.

The primary object of the invention is to provide a  
30 method of installing a drain assembly that can be accomplished by a single individual.

A further object of the invention is to provide a method of installing a drain assembly that is easy to install and allows for ease in field testing for leaks.

Another objective of the present invention is to  
5 provide a method of installing a drain assembly that eliminates the need for the removal of the strainer body in order to replace finished parts.

A still further object of the present invention is to provide a method that reduces the number of parts that  
10 require special finishing.

It is another object of this invention to provide an overflow fitting which will safeguard the overflow system during construction.

A further object of the invention is to provide an  
15 overflow fitting which will prepare the overflow system for testing.

A still further object of the invention is to provide an overflow fitting which allows a user to install the overflow fitting without using solvent cement.

20 These and other objects will be apparent to those skilled in the art.

#### BRIEF SUMMARY OF THE INVENTION

A bathtub drainage and overflow system assembly is a  
25 combination of a one-piece overflow pipe and a waste water drain assembly connected by a T-shaped elbow. A one-piece overflow fitting is provided for a bathtub having a one piece overflow pipe. The one piece overflow pipe has an inverted L-shape having an elbow portion defining an upper  
30 end portion and a lower end portion. The upper end portion has an outer end defining an inlet adapted to fit through a bathtub overflow port. Threads are located on an outer

surface of the upper end portion and surround the inlet. A lip extends radially outwardly from an outer surface of the overflow pipe between the elbow portion and the upper end portion to engage an outer surface of the bathtub end wall  
5 around the bathtub overflow port. A thin diaphragm is sealed to the outer end of the upper end portion to close the inlet to fluid flow.

The waste water drain has an L-shaped drain pipe having an upper end with an annular flange covered by a membrane,  
10 an inner end, and a threaded portion near the upper end, through a drain hole of a bathtub, such that the annular flange rests on a bottom wall of the bathtub. A lock washer can be slidably mounted over the inner end of the drain pipe to the threaded portion, and then can be threadably  
15 tightened against a lower surface of the bottom wall of the bathtub. The outer end of the L-shaped drain pipe is then connected to a T-shaped elbow to combine the drain and overflow systems.

#### BRIEF DESCRIPTION OF THE DRAWINGS

20 Fig. 1 is a sectional side view of a conventional bathtub environment utilizing the device of this invention;  
Fig. 2 is a side view of the device of this invention;  
Fig. 3 is a front view of the device of this invention;  
Fig. 4 is an exploded perspective view of the device of  
25 this invention;

Fig. 5 is a perspective view of the installation of the device of this invention;

Fig. 6 is a side view of the installed drain assembly;  
and

30 Fig. 7 is an exploded perspective view of the drain assembly.

#### DETAILED DESCRIPTION OF THE INVENTION

With reference to Fig. 1, a conventional bathroom structure 10 has a floor 12, and a hollow wall 14 with a wall opening 16 therein. A conventional bathtub 5 (hereinafter "tub") 20 rests upon floor 12.

The tub 20 has side walls 22, end walls 24, and a bottom 26. The side walls 22 extend upwardly from the bottom 26. The end walls 24 extend upwardly from the bottom 26, perpendicular to the side walls 22, and have an outer 10 surface 25.

A drain port 28 is located in the bottom 26. A conventional overflow port 30 is located in the end wall 24. A drain pipe 16A extends downwardly from drain port 28. A second vertical drain pipe 34 extends downwardly from the 15 overflow port 30. The drain pipe 16A connects drain port 28 and drain system 34A. A primary drain pipe 38 extends downwardly from the drain system 34A, seen in Fig. 1 as a T-shaped elbow.

A conventional vertical vent pipe 40 is located within 20 the hollow wall 14. A connector vent pipe 42 is in fluid flow communication with the vent pipe 40 and the upper end of the second vertical drain pipe 34.

Conventional water pipes 44 extend through hollow wall 14 and are connected to a valve 46. The valve 46 is 25 interconnected with conventional control members 48 and faucet 50. A one-piece overflow fitting 60 is attached to the second vertical drain pipe 34, and a portion of the overflow fitting 60 passes through overflow port 30.

With reference to Figs. 2-4, the overflow fitting 60 30 has an overflow pipe 62 with an inverted L-shape. The overflow pipe 62 has an elbow portion 65 which defines an upper end portion 66 and a lower end portion 67. It will be

understood that the overflow pipe 62 may be made of copper, plastic, or any other suitable material.

The upper end portion 66 has threads 68 on its outer surface and also has an outer end 70. The outer end 70  
5 defines an inlet 71 to the upper end portion 66 of the overflow pipe 62. The inlet 71 is adapted to fit through the bathtub overflow port 30.

The overflow fitting 60 also has a lip 74 extending radially outwardly from an outer surface of the overflow  
10 pipe 62 between the elbow portion 65 and the upper end portion 66. The lip 74 is spaced from the inlet 71 to engage an outer surface 25 of the bathtub end wall 24 around the bathtub overflow port 30, thereby allowing only the upper end portion 66 to pass through the overflow port 30.

A thin diaphragm 80 is sealed to the outer end 70 of the end portion 66. The diaphragm 80 is a circular membrane and has a diameter that is not less than the diameter of the outer end 70 of the overflow pipe 62. In one embodiment, the diaphragm 80 is integral with the outer end 70 and is held  
20 to the outer end 70 only through having been integrally formed therewith. The diaphragm 80 may be hermetically sealed to the outer end 70. The diaphragm 80 may be composed of plastic material, flexible rubber, or the like. The diaphragm 80 is composed of a material that is easily  
25 punctured or easily removable.

Referring to Figs. 1 and 4, the overflow pipe fitting 60 further includes, a nut element 90 having threads compatible with the threads 68 on the upper end portion 66 of the overflow pipe 62. The nut element 90 removably secures the overflow pipe 62 to the bathtub 20 by compressing the end wall 24 between the nut element 90 and the lip 74. The nut element 90 may be a slip nut.

As shown in Fig. 4, the nut element 90 has a series of radially extending lugs 92 along the nut 90 outer periphery. These lugs 92 detachably engage the inner surface of a cap 96. The cap 96 serves to cover the overflow pipe fitting 60  
5 hardware.

During installation of the overflow pipe fitting 60, a washer 94 may be placed between the upper end portion 66 of the overflow pipe 62 and the nut element 90. The washer 94 seals the overflow pipe fitting 60 to the tub 20.

10 Referring to Fig. 6, when installing the waste water drain 28, the method begins by inserting a generally L-shaped drain pipe 16A through a drain hole 18A on the bottom wall 26 of the bathtub 10. The drain pipe 16A has both an upper end 20A and an inner end 22A. The upper end  
15 terminates in an annular flange 24A and in one embodiment is covered by a membrane 26A. Also, near the upper end 20A of the drain pipe 16A is a threaded portion 28A. The drain pipe 16A is inserted into the drain hole 18A, such that the annular flange 24A rests on the bottom wall 26 of the  
20 bathtub 10. A sealant material is placed on a lower surface of the annular flange 24A for securing the annual flange to the bottom wall 12 of the bathtub 10.

Next, a lock washer 30A is slidably mounted over the inner end 22A of the drain pipe 16A until it reaches the  
25 threaded portion 28A near the upper end 20A of the drain pipe 16A. There, lock washer 30A, which is threadably received on the threaded portion 28A, is tightened against the lower surface 32A of the bottom wall 26 of the bathtub 10.

30 Once the lock washer 30A is tightened, the inner end 22A of the drain pipe 16A is connected to a T-shaped elbow 34A. Once connected, the drain assembly and drain system

are tested for water leaks. When it is determined that there are no leaks, the membrane 26A is removed from the flange 24A on the upper end 20A of the drain pipe 16A.

Once the drain closure 36A is installed, a cover 40A  
5 can be placed on the flange 24A of the upper end 22A of the drain pipe 16A. In the preferred embodiment, the cover 40A frictionally engages the flange 24A.

Then, a drain closure 36A is installed into the upper end 20A of the drain pipe 16A. The drain closure 36A can be  
10 of any conventional type, including lift and turn, foot actuated, or PUSH-PULL™ closures. Likewise, a PRESFLO™ drain closure such as the one described in U.S. Patent No. 4,457,030 by Burry can be installed. Crossbars can be snapped into the upper end 20A of the drain pipe 26A to  
15 assist in securing the drain closure 36A depending upon the type of drain closure used. The ability to snap in the crossbars minimizes the difficulty in repairing stripped out threads used in some conventional drain closures.

Because the drain assembly is installed with new  
20 construction where the tub is in place and there is no drywall on the open interior wall 14, a single individual is capable of holding the drain pipe 16A in place while the lock washer is slidably mounted on the drain pipe and tightened on the threaded portion 28A, thus eliminating the  
25 need for multiple individuals for installation.

In operation, the drainage system, T-shaped elbow 34A; the ports 28 and 30; pipes 34, 38; and the overflow pipe fitting 60 are installed as shown in Fig. 1. Vertical vent pipe 40 and connector vent pipe 42 are also installed.

30 In the testing procedure, the port 28 is plugged in any conventional manner. The overflow pipe fitting 60 is attached to the second vertical drain pipe 34 already

plugged by the diaphragm 80 as described above, so there is no fluid access to the upper end of pipe 34 either inwardly or outwardly out of the overflow port 30. The vertical vent pipe 40 is charged with water at some elevation above pipe  
5 42 so that it can be determined if there are any leaks in the system.

With reference to Fig. 5, having determined that there are no leaks, the water is purged from the system. The plumber can then approach overflow port 30, and by using a  
10 cutting device 100, such as a knife or any other sharp object, cuts 102 can be made in the diaphragm 80. This can be quickly and easily done without disassembling any of the structure of overflow pipe fitting 60. Any valve linkage elements required may be installed through cuts 82, and any  
15 cap or cover for the overflow port 30 may be placed over the overflow pipe 62 end portion 66.

Furthermore, during testing this invention eliminates any need to seal shut the overflow pipe 62 after the pipe 62 has been attached to the second vertical drain pipe 34. The  
20 invention also eliminates any need to remove sealing components from the overflow port 30 after the testing procedure has taken place. In addition, the invention allows a user to install the overflow fitting 60 without using solvent cement.

25 As can be seen from the foregoing disclosure, the present invention provides an easy method of installing a drain assembly for a bathtub by a single individual that makes it easier to test for leaks, easier to replace the finished materials without requiring the removal of the  
30 strainer body, and reduces the amount of material that requires special finishing.

Having described the preferred embodiment, it will become apparent that various modifications can be made without departing from the scope of the invention, as defined in the accompanying claims. It is therefore seen  
5 that this invention will accomplish at least all of its stated objectives.